

Exhibit 2-C

Rundell Transcript

*COURTNEY LINDE, et al. VS.
ARAB BANK, PLC*

*DAVID H. RUNDELL
April 5, 2012*



126 East 56th Street, Fifth Floor New York, New York 10022
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*Original File 100009B.TXT
Min-U-Script® with Word Index*

1 UNITED STATES DISTRICT COURT

2 EASTERN DISTRICT OF NEW YORK

3 COURTNEY LINDE, et al., -----X

4 Plaintiffs,

5 - against -

6 ARAB BANK, PLC,

7 Defendant.

8 CASE NO.: CV 042799

9 PHILIP LITTLE, et al., -----X

10 Plaintiffs,

11 - against -

12 ARAB BANK, PLC,

13 Defendant.

14 CASE NO.: CV 045449

15 (Caption continues on next page)

16 1301 Broadway
New York, New York

17 April 5, 2012
2:34 p.m.

18
19 VIDEOTAPED TRIAL DEPOSITION OF DAVID
20 H. RUNDELL, before Sophie Nolan, a Notary
21 Public of the State of New York.

22
23 ELLEN GRAUER COURT REPORTING CO. LLC
126 East 56th Street, Fifth Floor
24 New York, New York 10022
212-750-6434
25 REF: 100009B

1 (Caption cont'd)

2 ORAN ALMOG, et al., -----X

3 Plaintiffs

4 - against -

5 ARAB BANK, PLC,

6 Defendant.

7 CASE NO.: CV 04 55647

8 ROBERT L. COULTER, SR., et al., -----X

9 Plaintiffs,

10 - against -

11 ARAB BANK, PLC,

12 Defendant.

13 CASE NO.: CV 05365

14 GILA AFRIAT-KURTZER, et al., -----X

15 Plaintiffs,

16 - against -

17 ARAB BANK, PLC,

18 Defendant.

CASE NO.: CV 05 38818

19 (Caption continues on next page) -----X

20

21

22

23

24

25

1 (Caption cont'd)

2 MICHAEL BENNETT, et al.,

X

3 Plaintiffs,

4 - against -

5 ARAB BANK, PLC,

6 Defendant.

7 CASE NO.: CV 053183

X

8 VIKTORIA AGURENKO et al.,

9 Plaintiffs,

10 - against -

11 ARAB BANK, PLC,

12 Defendant.

13 CASE NO.: CV 10 006267

X

14

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1 A P P E A R A N C E S:

2

3 MOTLEY RICE LLC

4 Attorneys for Plaintiff

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15 Attorneys for Defendant Arab Bank

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17 New York, New York 10019-6092

18 BY: KEVIN WALSH, ESQ.

19 RICHARD CAPLAN, ESQ.

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21 FAX 212-649-1146

22 E-MAIL kwalsh@dl.com

23

24 ALSO PRESENT:

25 DANIEL MACOM, Legal Videographer

1

----- I N D E X -----

2

WITNESS	EXAMINATION BY	PAGE
DAVID H. RUNDELL	MR. WALSH	8

4

5

MOTIONS: PAGES 72, 103

6

7

8

----- E X H I B I T S -----

9

TRIAL	DESCRIPTION	FOR I.D.
Exhibit 1	Curriculum Vitae	10
Exhibit 2	Document Bates stamped DOS_200704313_ER3_0012	55
Exhibit 3	Document Bates stamped DOS_200706658_ER1_NEA_0236	75
Exhibit 4	document Bates stamped DOS_200706658_ER1_NEA_0147	90
Exhibit 5	Document Bates stamped DOS_200706658_ER1_NEA_0288	100

19

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21

(EXHIBITS BEING PRODUCED)

22

23

24

25

1 P R O C E E D I N G S
2

3 THE VIDEOGRAPHER: This is tape
4 one. We're now on the record. The time is
5 2:34 p.m. Today is Thursday, April 8,
6 2012. This is the opening of the
7 deposition -- excuse me, of the trial
8 deposition of Mr. David Rundell in the
9 matter of Linde et al versus Arab Bank.

10 This deposition is being held at
11 the offices of Dewey & LeBoeuf which is
12 located at 1301 Avenue of the Americas in
13 New York, New York. Our court reporter
14 today is Ms. Sophie Nolan with Ellen Grauer
15 Court Reporting. I am the legal
16 videographer Dan Macom, also with Ellen
17 Grauer Court Reporting.

18 Would counsels please introduce
19 themselves.

20 MR. WALSH: My name is Kevin Walsh
21 I represent Arab Bank and the witness and
22 with me is my colleague Richard Caplan.

23 MR. PARRETT: And my name is Vince
24 Parrett of Motley Rice for the Plaintiffs.

25 And before we begin, for clarity of

1 the record and to avoid me interrupting the
2 flow of Mr. Walsh's questions, I very
3 respectfully make a standing objection to
4 Mr. Rundell's opinion testimony as to the
5 state of mind, intent or motive of the
6 governments of the United States or Saudi
7 Arabia.

8 My objection is based on two
9 grounds: First, that opinion testimony is
10 irrelevant because it does not help the
11 jury determine the fact in issue of whether
12 defendant Arab Bank provided financial
13 support to terrorists and, second, that
14 opinion testimony is based on the
15 specialized knowledge of Mr. Rundell from
16 his decades of experience serving in the
17 foreign service in Saudi Arabia. For those
18 two reasons that is improper lay witness
19 testimony under federal rules of evidence
20 701 B and C.

21 THE VIDEOGRAPHER: Will our court
22 reporter please swear in the witness.

23 D A V I D H. R U N D E L L, called as a
24 witness, having been first duly
25 sworn, was examined and testified as

1 follows:

2

3 EXAMINATION BY

4 MR. WALSH:

5 Q. Good afternoon, sir.

6 A. Good afternoon.

7 Q. Please state your name for us.

8 A. David Rundell.

9 Q. And where do you currently reside,
10 Mr. Rundell?

11 A. Dubai.

12 Q. Where is Dubai, by the way?

13 A. In the United Arab Emirate.

14 Q. How long have you lived there?

15 A. Well, I've lived there on and off
16 different times in my life but in this
17 iteration I've been there three years.

18 Q. And why are you living in Dubai at
19 the moment?

20 A. Well, I principally live there
21 because that's where my wife has a medical
22 practice.

23 Q. You told us you're married, sir, do
24 you have any children?

25 A. I have one daughter.

1

RUNDELL

2 position?

3 A. A bit over a year.

4 Q. Are you aware, Mr. Rundell, that
5 during your time in Saudi Arabia the Saudi
6 government raised funds to support Palestinians
7 in economic distress?

8 A. I am.

9 Q. Do you know why the Saudi
10 government was involved in those fundraising
11 activities?

12 A. For really two reasons. First of
13 all, there was a genuine feeling in Saudi
14 Arabia which was widely held that there was
15 significant suffering amongst the Palestinians
16 which needed to be or should be reduced by
17 charitable aid.

18 Q. What type of suffering are you
19 referring to?

20 MR. PARRETT: Objection, Rule 403.

21 A. I think there were people who were
22 hungry, homeless, injured, orphaned, this sort
23 of thing.

24 Q. Okay. I interrupted you, sir, you
25 identified that as the first reason and you

1 RUNDELL

2 were about to --

3 A. And the second reason is that the
4 Saudis have a longstanding commitment to a
5 peaceful resolution of the conflict between
6 Israel and the Palestinians and they have put
7 forth a number of plans to do this and they
8 believe that a peaceful solution will be more
9 likely to be achieved if economic hardship and
10 suffering can be reduced.

11 Q. Do you know what, if anything, the
12 Saudis have done to advance that agenda?

13 MR. WALSH: Objection, relevance.

14 A. They have provided significant sums
15 of money through numerous channels over many
16 years to eliminate suffering and build
17 institutions that can ultimately help to
18 resolve the conflict between Israel and the
19 Palestinians.

20 Q. When you were serving in Saudi
21 Arabia, were you aware of those efforts that
22 the Saudis were making to relieve economic
23 distress among Palestinians?

24 MR. PARRETT: Objection, leading.

25 A. I was aware.

1

RUNDELL

2

running something, you can certainly assume
that it is sanctioned by the government.

4

Q. Was Prince Naif involved in
activities that supported terrorism, to your
knowledge, during your time in Saudi Arabia?

7

A. No, he was not.

8

Q. Would it seem -- do you answer in
that fashion with any certainty?

10

MR. PARRETT: Objection.

11

A. Yes, I do.

12

Q. Why?

13

MR. PARRETT: Leading.

14

A. Prince Naif has for many years been
responsible for security. He is essentially
the chief policeman in Saudi Arabia. It is the
nature of his position and I think you could
say of his nature as a person; that this is
precisely the kind of thing he wants to stop
and the fact that on numerous occasions people
tried to kill his son certainly couldn't do
anything but encourage that.

23

MR. PARRETT: Just for the

24

record --

25

A. Terrorists, I should say, tried to

1 RUNDELL

2 Q. And the sentence that I just read
3 continues, "Your participation signaled Saudi
4 Arabia's commitment to the peace process and
5 its important role in the region."

6 Was that the official position of
7 the U.S. government, that Saudi Arabia was
8 committed to the peace process?

9 MR. PARRETT: Objection, relevance.

10 A. Yes.

11 Q. What -- what is referred to by
12 those words "peace process" there? Peace
13 between whom?

14 A. Peace between the Palestinians --
15 well, really peace between all Arab nations and
16 the state of Israel and particularly between
17 the Palestinians and the state of Israel.

18 Q. Did the United States government
19 consider that by giving money to the
20 Palestinians, Saudi Arabia was attempting to
21 fund hostility against Israel?

22 MR. WALSH: Objection, leading,
23 relevance.

24 A. No.

25 Q. Did the United States consider that

1 RUNDELL

2 in giving money to Palestinian causes, Saudi
3 Arabia was playing an important role in the
4 region?

5 A. Yes.

6 Q. Do you see those words there?

7 A. That's the essence of this cable.

8 Q. Do you know why the United States
9 believed that by giving money to Palestinian
10 causes, Saudi Arabia was playing an important
11 role in the region?

12 MR. PARRETT: Objection, relevance.

13 A. Saudi Arabia's role in the peace
14 process really had two parts at least and one
15 of those was their promoting their own peace
16 plans; peace plans which they initiated on at
17 least two occasions which were then adopted as
18 the positions of the Arab league or the Arab
19 world; programs that really in fundamental ways
20 changed the attitude of the Arab world toward
21 recognizing and negotiating with the state of
22 Israel.

23 And those were programs, one which
24 was put forward by King Fahd and one which was
25 later put forward by Crown Prince Abdullah. So

1

RUNDELL

2

activity by their activities in the Palestinian
territories, did it?

4

A. No.

5

Q. If the United States government had
known in April 2002 that the Saudis by their
donor activities in the Palestinian territories
were supporting terrorism, what would it have
done?

10

MR. PARRETT: Objection,

speculation, foundation.

11

A. Had the United States been aware
that Saudi Arabia was or even had suspected
that they were supporting terrorism in some way
with their funding, they would have brought
that to their attention and asked them to stop.

12

Q. And would they have said, if they
knew, they the United States knew that the
Saudis were engaged in support for terrorism,
that had Saudis had shown a genuine commitment
to building and sustaining institutions for the
Palestinians' future?

13

MR. PARRETT: Objection, leading,
relevance.

14

A. No, I don't believe they would have

*COURTNEY LINDE, et al. VS.
ARAB BANK, PLC*

*DAVID RUNDELL
April 6, 2012*



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1 UNITED STATES DISTRICT COURT

2 EASTERN DISTRICT OF NEW YORK

3 COURTNEY LINDE, et al.,

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8 CASE NO.: CV 042799

9 PHILIP LITTLE, et al.,

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13 Defendant.

14 CASE NO.: CV 045449

15 (Caption continues on next page)

16 1301 Broadway
New York, New York

17 April 6, 2012
9:45 a.m.

18
19 CONTINUED VIDEOTAPED TRIAL DEPOSITION
20 of DAVID RUNDELL, before Sophie Nolan, a Notary
21 Public of the State of New York.

22
23 ELLEN GRAUER COURT REPORTING CO. LLC
126 East 56th Street, Fifth Floor
24 New York, New York 10022
25 212-750-6434
REF: 100010

1 (Caption cont'd)

2 -----X
ORAN ALMOG, et al.,

3 Plaintiffs

4 - against -

5 ARAB BANK, PLC,

6 Defendant.

7 CASE NO.: CV 04 55647

8 -----X
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9 Plaintiffs,

10 - against -

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12 Defendant.

13 CASE NO.: CV 05365

14 -----X
GILA AFRIAT-KURTZER, et al.,

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17 ARAB BANK, PLC,

18 Defendant.

19 CASE NO.: CV 05 38818

20 -----X
(Caption continues on next page)

21

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1 (Caption cont'd)

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7 CASE NO.: CV 053183

X

8 VIKTORIA AGURENKO et al.,

9 Plaintiffs,

10 - against -

11 ARAB BANK, PLC,

12 Defendant.

13 CASE NO.: CV 10 006267

X

14

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24 ALSO PRESENT:

25 DANIEL MACOM, Legal Videographer

1 ----- I N D E X -----
2

2	WITNESS	EXAMINATION BY	PAGE
3	DAVID H. RUNDELL	MR. WALSH	118
4		MR. PARRETT	140

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6 MOTIONS: PAGES 124, 128
7
8

9 ----- E X H I B I T S -----
10

10	TRIAL	DESCRIPTION	FOR I.D.
11	Exhibit 6	Document Bates stamped DOS_200706659_ER1_0017 through DOS_200706659_ER1_0025	128
15	Exhibit 7	Document Bates stamped DOS-200704313-ER3-0001 through DOS-200704313-ER3-0011	135
19	Exhibit 8	Document Bates stamped MR-AB00081859 through MR-AB00081944	146
22	Exhibit 9	Document Bates stamped ABPLC024025	151

1 ----- E X H I B I T S (Cont'd) -----

2 TRIAL	DESCRIPTION	FOR I.D.
3 Exhibit 10	Document Bates stamped	154
4	MR-AB00114321 through	
5	MR-AB00114322	
6 Exhibit 11	Document Bates stamped	156
7	ABPLC023935	
8 Exhibit 12	Document Bates stamped	159
9	MR-AB00074083	

10

11 (EXHIBITS BEING PRODUCED)

12

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1 P R O C E E D I N G S

2 THE VIDEOGRAPHER: This is tape
3 one. We're now on the record. The time is
4 9:45 a.m. Today is Friday April 6, 2012.
5 This is the continuation of the trial
6 deposition of Mr. David Rundell in the
7 matter of Linde et al versus Arab Bank.

8 This deposition is being held at
9 the offices of Dewey & LeBoeuf located at
10 1301 Avenue of the Americas in New York,
11 New York. Our court reporter today is
12 Ms. Sophie Nolan with Ellen Grauer Court
13 Reporting. I am the legal videographer,
14 Dan Macom, also with Ellen Grauer Court
15 Reporting.

16 Counsel please introduce
17 themselves.

18 MR. WALSH: Kevin Walsh of Dewey &
19 LeBoeuf for Arab Bank and the witness.
20 With me is my colleague, Richard Caplan.

21 MR. PARRETT: Vince Parrett of
22 Motley Rice for the plaintiffs.

23 D A V I D H. R U N D E L L, called as a
24 witness, having been previously duly
25 sworn, was examined and testified as

1 follows:

2

3 CONTINUED EXAMINATION

4 BY MR. WALSH:

5 Q. Good morning, Mr. Rundell.

6 A. Good morning.

7 Q. When we concluded for the day
8 yesterday, we were talking about the Saudi
9 Committee as you may remember.

10 My question to you now, sir, is
11 during your 15 years of service in Saudi
12 Arabia, were you aware at any time of any
13 request by the U.S. government that the Saudi
14 government should shut down the Saudi
15 Committee?

16 MR. PARRETT: Objection, leading,
17 relevance.

18 A. I was not aware of any such
19 request.

20 Q. Were you aware of any request
21 during your tenure in Saudi Arabia that the
22 Saudi government modify or change the
23 activities of the Saudi Committee?

24 A. No.

25 MR. PARRETT: Objection, leading,

1 RUNDELL

2 Q. Okay, sir. Sir, at the bottom of
3 that page is number seven and it states, "Below
4 is a general characterization of two Saudi
5 documents examined in this report. For
6 analysis of the documents, their translation
7 and copies, please see the appendices," and
8 then you'll see point A a few sentences down it
9 states, "The logo, which appears in the tables,
10 is of the Saudi Arab Kingdom the Saudi
11 Committee For Support of Intifada Al-Quds. In
12 the tenth cycle of payments, the Saudis paid
13 2,040,000 riyal, about 450,000 U.S. dollars to
14 102 families of those who died during the
15 intifada. The list includes the names of
16 terrorists who carried out murderous suicide
17 attacks in Israeli populated centers and were
18 responsible for the death and wounding of
19 hundreds of Israelis. Each family whose son
20 was killed received 20,000 riyal, 5,340 U.S.
21 dollars. The money was transferred to families
22 of terrorists killed in the PA areas through
23 the Arab Bank."

24 Sir, are you aware that Arab Bank
25 and its affiliate in Saudi Arabia, Arab

1

RUNDELL

2

National Bank, transferred Saudi Committee
funds to Palestinians?

4

A. I'm aware of that.

5

Q. Let's look at just a few of those
transfers, sir.

7

MR. PARRETT: I'd like to have this
marked as Trial Exhibit 9.

9

(Rundell Trial Exhibit 9, document
Bates stamped ABPLC024025, marked for
identification.)

12

MR. PARRETT: And I'll represent
that this is a three-page document. The
first page in Arabic, the second page an
English translation and the third page, a
certification of the English translation.

17

A. (Reviewing.)

18

Q. Have you had a chance to look at
that document, sir?

20

A. I'm sort of curious. Maybe you can
help me understand some of this. We saw this
number, this thing Bates number before. What
exactly is a Bates number?

24

Q. A Bates number is a process by
which counsel in a case identify a doc produced

1

RUNDELL

2

during discovery.

3

A. Okay. Okay. That was one term
that I didn't understand.

5

Q. Sir, just for the jury's
information, your CV that Mr. Walsh marked as
Exhibit 1 says you achieved a perfect 3/3
professionally rating in arabic after you
studied Arabic at Oxford and at the foreign
service institute in Tunisia; is that correct,
sir?

12

A. Perfect -- I don't think it says
"perfect" but --

14

Q. Three out of three.

15

A. But I -- well, you can get higher
than a 3, okay? But, yes, I did pass the
proficiency exam.

18

Q. I have very few questions about
this document, sir. Sir, do you see the very
bottom line says, "Sender: Saudi Committee in
Support of Al-Quds Intifada"?

22

A. Sorry, where is this?

23

Q. The very bottom line of the page,
"Sender."

25

A. Yes, I see that.

1 RUNDELL

2 Q. Two lines up, do you see
3 "Beneficiary name: Shahil Ahmad Ismail Masri"?

4 A. I do.

5 Q. A few lines up, do you see "Value
6 and transfer currency: \$5,316.06"?

7 A. I do.

8 Q. Do you see it also says "Transfer
9 currency: American dollars"?

10 A. I see that.

11 Q. A few lines up it says "Covering
12 bank: Arab Bank PLC"?

13 A. "Covering bank," yes.

14 Q. It also says "Transferring Bank:
15 Arab National Bank in Riyadh." Do you see
16 that, sir?

17 A. I do.

18 Q. Okay. Sir, this document shows a
19 transfer of Saudi Committee money to Mr. Masri;
20 is that correct?

21 MR. WALSH: Objection, foundation.

22 A. I'm not a banker, but that appears
23 to be what this is, yes.

24 Q. Sir, are you aware of who
25 Mr. Masri is?

1 RUNDELL

2 A. I'm not.

3 Q. Okay.

4 MR. PARRETT: If I can have marked
5 as the next -- this next document as
6 Exhibit 9, trial Exhibit 9 -- 10, I'm
7 sorry, apologies.

8 (Rundell Trial Exhibit 10, document
9 Bates stamped MR-AB00114321 through
10 MR-AB00114322, marked for Identification.)

11 Q. And we're done with Exhibit 9, sir.

12 A. As I said yesterday, your document
13 you gave me was largely illegible because of
14 the copy and I'm just looking at a little bit
15 of the Arabic here.

16 Q. Take your time, sir.

17 A. Which is much clearer.

18 Q. Thank you, sir.

19 MR. WALSH: Take a moment now,
20 Mr. Rundell, to read Exhibit 10 in its
21 entirety.

22 THE WITNESS: Okay.

23 A. (Reviewing.)

24 Q. Okay.

25 Q. Sir, let me read just a few lines

1 RUNDELL

2 and I'll have just one question about this
3 document for you. It states on the first page
4 at the top, "Terror ties at a middle eastern
5 Bank, FBI investigates Arab Bank for allegedly
6 supporting suicide bombers and doing business
7 with suspected terrorists. Bank denies
8 charges. Amman, Jordan, August 2001. A
9 suicide bomber hits the Sbarro pizza parlor in
10 Jerusalem killing 15 people including an
11 American, Shoshanna Greenbaum, pregnant school
12 teacher. The Palestinian bomber's name was
13 MR-AB00114321 Izz Ad-Din Al-Masri. His parents
14 told NBC News that soon after the bombing, a
15 group that helps families of suicide bombers
16 told them they'd be compensated for their son's
17 'sacrifice.' 'They told me to go to the Arab
18 Bank and open an account and you will receive a
19 salary,' says the bomber's father, Shuhail
20 Ahmed Al-Masri. He says almost immediately he
21 began receiving \$140 a month and after the
22 Israelis leveled his house, he said he was told
23 to go to the bank and pick up more money,
24 \$6,000."

25 Sir, why would Arab Bank transfer

1

RUNDELL

2

Saudi committee money to the family of the
suicide bomber of the Sbarro pizzeria?

4

MR. WALSH: Objection, foundation.

5

Objection, hearsay.

6

Q. You may answer.

7

MR. WALSH: There's no basis
whatsoever to ask Mr. Rundell these
questions based on documents he's never
seen, press articles that --

11

Q. You may answer, sir.

12

A. Could you repeat the question?

13

Q. Yes, sir, the question is, why
would Arab Bank transfer Saudi Committee money
to the family of the suicide bomber of the
Sbarro pizzeria?

17

MR. WALSH: Same objections.

18

A. I would have no way of knowing the
answer to that question.

20

Q. Sir, I'd like to show you another
transfer and have it marked as Trial Exhibit
11.

23

(Rundell Trial Exhibit 11, document

24

Bates stamped ABPLC023935, marked for
Identification.)

1

RUNDELL

2

A. So are we done with 17?

3

Q. I have just one more question on
that at the end. I'm almost done, sir.

5

If you take a chance to look at
Trial Exhibit 11, please, sir, and I'll
represent this is a three-page document. The
first page which is in Arabic, the second page
which is in English and the third page which is
a certified translation -- a certification of
the English translation.

12

A. Okay. This is number 11?

13

Q. Yes, sir. Yes, sir. Take a moment
to look at that.

15

A. The first one was number 9, okay.

16

Q. Different transfers, sir.

17

A. Okay. (Reviewing.)

18

Q. Please take your time.

19

A. (Reviewing.)

20

Okay.

21

Q. Okay, sir, do you see at the very
bottom line of this document it states,
"Sender: Saudi Committee in Support of the
Al-Quds Intifada."

25

A. I do.

1 RUNDELL

2 Q. Do you see two lines up it says,
3 "Beneficiary name: Hassan Hussein Hassan
4 Hotari"?

5 A. I do.

6 Q. A few more lines up, do you see
7 "Value in cover currency 5,316.06"?

8 A. I do.

9 Q. Do you see a few lines up where it
10 says "Transfer currency, American dollar"?

11 A. I do.

12 Q. Do you see a few lines up it says,
13 "Covering bank, Arab Bank PLC"?

14 A. I do.

15 Q. Do you see one line above that
16 where it says, "Transferring bank, Arab
17 National Bank Riyadh"?

18 A. I do.

19 Q. Sir, does this document show a
20 transfer of Saudi Committee money to
21 Mr. Hotari?

22 MR. WALSH: Objection, foundation.

23 A. As I said earlier I'm not a banker,
24 but that would appear to anyone what this would
25 look like.

1 RUNDELL

2 Q. Thank you, sir. No further
3 questions on that document.

4 MR. PARRETT: I'd like to have
5 marked as a final exhibit, a document from
6 the Saudi Committee website. We'll mark
7 this as Exhibit 12, I believe.

8 (Rundell Trial Exhibit 12, document
9 Bates stamped MR-AB00074083, marked for
10 Identification.)

11 A. So are we done with 10?

12 Q. Yes, sir.

13 A. Okay, next one is 12, okay.

14 Q. Take a moment to look at that one,
15 sir. Is that legible to you, sir?

16 A. More or less.

17 Q. Thank you.

18 A. This is from the website.

19 Q. Do you see at the top it says,
20 "Welcome to the Saudi Committee for Relief of
21 Palestinians"?

22 A. Yes.

23 Q. Are you familiar with the Saudi
24 Committee for Relief of Palestinians being the
25 same as the Saudi Committee?

1 RUNDELL

2 A. I believe they're the same, yeah.

3 Q. Thank you, sir. If you look at
4 the -- let's look at the top of the document.
5 Do you see where it says -- it says,
6 "Beneficiaries," then it says the first line,
7 "The program, cash assistance program"? The
8 very top, sir, under "Beneficiaries."

9 A. Yeah, I see that.

10 Q. Do you see where it says the name
11 "Said Hasan Hussein Hutry"?

12 A. I see that, yes.

13 Q. Do you see where it says "Date of
14 incident 1 June 2001"?

15 A. I see that.

16 Q. Sir, are you aware that on June 1,
17 2001, a suicide bomber blew himself up at the
18 Dolphinarium Beachfront nightclub in Tel Aviv
19 filled with teenage kids killing 20 and
20 injuring dozens more?

21 MR. WALSH: Objection, foundation.

22 A. I can't say -- I'm aware of that
23 incident. I'm not aware of the exact date that
24 it happened on.

25 Q. And when you say "incident" you

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RUNDELL

2

mean at the bombing at the Dolphin Area
Beachfront nightclub?

4

A. I've heard of that incident.

5

Q. Sir, are you aware that the suicide
bomber's name at the Dolphinarium Beachfront
nightclub that killed so many teenagers was
named Said Hasan Hussein Hutry?

9

MR. WALSH: Objection, foundation.

10

A. No, I was not aware of that.

11

Q. Sir, why would Arab Bank transfer
Saudi Committee money to the family of the
terrorists who blew up teenagers at the
Dolphinarium?

15

16

MR. WALSH: Objection, hearsay,
foundation.

17

A. I don't know.

18

Q. Sir, if I could direct your
attention back to the IDF document. And we're
done with the document in front of you, sir.

21

A. Okay. Basically the translation is
pretty well done on that.

23

Q. Thank you, sir. I appreciate that.
Thank you, sir. I tried to make it better for
you today.

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RUNDELL

2

A. The other one -- you couldn't read
the other one, but this one is clear.

4

Q. I appreciate that, sir. Thank you.
And just the final page that I'm going to ask
you about is page 74 of the IDF document. Go
to page 74 which is in English.

8

A. Page 74.

9

Q. At the top, sir.

10

A. Okay.

11

Q. Let me read that to you and I'll
just have one question.

13

A. Okay.

14

Q. It says, "A page from the table of
the third payments cycle of the 'Saudi
Committee For Support of the Al Aqsa Intifada'
which was transferred to the PA representative
in Riyadh, see the attached documents in
appendix E5, number 206 in the table marked in
yellow is, Sufian Al Jabarin whose name appears
in a similar table transferred to the Tulkarm
charity committee. He is known to be a Hamas
operational activist who carried out the
suicide attack on the number 26 bus in
Jerusalem on 21 August 1995 in which three

1 RUNDELL

2 Israeli civilians were killed. A U.S. citizen,
3 Joan Dewaney age 47, was also killed in the
4 attack."

5 Sir, my question simply is, why
6 would the Saudi Committee give money to a Hamas
7 operative who killed an American woman on a
8 civilian bus?

9 MR. WALSH: Objection, hearsay,
10 foundation.

11 A. Again, that's -- I don't have an
12 answer for that why that would be, I don't
13 know.

14 Q. Sir, I thank you for your testimony
15 and I thank you for your service to our country
16 and I have no further questions.

17 MR. WALSH: The deposition is
18 concluded. Thank you very much.

19 THE VIDEOGRAPHER: This conclude
20 today's trial deposition Mr. David Rundell.
21 We're now off the record. The time is
22 10:54 a.m. Today is April 6, 2012. Thank
23 you.

24 (Time noted: 10:54 a.m.)

25